

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY

&

THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

FRIDAY, THE 9TH FEBRUARY 2007 / 20TH MAGHA 1928

WP(C) .No. 3859 of 2007(H)

PETITIONER:

SURESH, S/O.THANKAPPAN,
AGED 34 YEARS, THADATHARIKATH VEEDU,
VATTAMUTTOM, CHITHARA VILLAGE, KOTTARAKKARA
TALUK, KOLLAM DISTRICT.

BY ADV. SRI.M.K.CHANDRA MOHANDAS
SRI.T.T.RAKESH

RESPONDENTS:

1. THE CIRCLE INSPECTOR OF POLICE,
KALLINGAL POLICE STATION, THIRUVANANTHAPURAM.
2. THE SUB INSPECTOR OF POLICE,
KALLINGAL POLICE STATION, THIRUVANANTHAPURAM.
3. CITU REPRESENTED BY THULASEEDHARAN,
CONVENOR, KALLINGAL UNIT, KULATHOOR P.O.,
THIRUVANANTHAPURAM.
4. AITUC REPRESENTED BY RAJAN,
CONVENOR, KALLINGAL UNIT, KULATHOOR P.O.,
THIRUVANANTHAPURAM.
5. INTUC REPRESENTED BY SAJEEV,
CONVENOR, THRI PADHAPURAM UNIT, KULATHOOR P.O.,
THIRUVANANTHAPURAM.
6. BMS REPRESENTED BY SHAJI,
CONVENOR, THRI PADHAPURAM UNIT, KULATHOOR P.O.,
THIRUVANANTHAPURAM.

BY GOVT.PLEADER SRI.P.A.SALIM

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 09/02/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

J.B. Koshy & T.R. Ramachandran Nair, JJ.

W.P.(C).NO.3859 of 2007-H

Dated this the 9th day of February, 2007

JUDGMENT

Koshy, J.

The petitioner entered into an agreement to cut and remove trees from 36 cents of property. It is the case of the petitioner that even the trees were cut, because of the union rivalry, petitioner is finding it difficult to remove the same. If the removal of the cut trees are delayed, the trees will be destroyed.

2. On instruction, Govt. Pleader submitted that this is a pure labour dispute. It is the case of the petitioner that he is agreeable to employ any person. But because of the union rivalry, he finds it difficult to get the work done.

3. In the above circumstances, police to see that loading and unloading work is being carried out by allowing two persons each of the contesting unions, viz. respondents 3 to 6 at the existing rates relevant in the locality. The police also can contact the concerned Labour Officer. If the workers are not willing to remove the trees as suggested, petitioner should

be allowed to remove the cut trees by engaging his own workers.

The writ petition is disposed of as above.

(J.B. Koshy, Judge.)

(T.R. Ramachandran Nair, Judge.)

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